



Practitioner's Docket No. 115838-10

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert D. Fogal, Sr., Robert D. Fogal, Jr.

Application No.: 10/806,671

Group No.: 2856

Filed: March 23, 2004

Examiner: Not Yet Assigned

For: BALANCE WEIGHT CARTRIDGE WITH ENCLOSED BALANCE MEDIA

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

COMPLETION OF FILING REQUIREMENTS  
—NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed June 8, 2004.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

DRAWINGS

III. Replacement drawings in compliance with 37 CFR 1.84 are enclosed.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is *mandatory*;  
Express Mail certification is *optional*.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

■ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

□ as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (mandatory)

TRANSMISSION

□ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_ - \_\_\_\_\_

Signature

Date: July 14, 2004

Robert J. Clark

(type or print name of person certifying)

\* Only the date of filing ( 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under 1.8 continues to be taken into account in determining timeliness. See 1.703(f). Consider "Express Mail Post Office to Addressee" ( 1.10) or facsimile transmission ( 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### SMALL ENTITY STATUS

III. An assertion that this filing is by a small entity was filed on March 23, 2004 (original).

### COMPLETION FEES

IV.

- |    |   |          |
|----|---|----------|
| 1. | Filing Fee  |          |
|    | Original patent application (37 C.F.R. § 1.16(a))   | \$385.00 |
| 2. | Fees for Claims   |          |
|    | Each independent claim in excess of 3 (37 C.F.R. § 1.16(b))   | \$43.00  |
|    | Each claim in excess of 20 (37 C.F.R. § 1.16(c))  | \$36.00  |
| 3. | Surcharge Fees  |          |
|    | Late payment of filing fee and/or late filing of original declaration or oath (37 C.F.R. § 1.16(e)) | \$65.00  |
|    | Total Completion Fees   | \$529.00 |

### EXTENSION OF TIME

V. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

### TOTAL FEE DUE

VI. The total fee due is:

Completion fees	\$529.00
Extension fee (if any)	\$0.00
Total Fee Due	\$529.00

### PAYMENT OF FEES

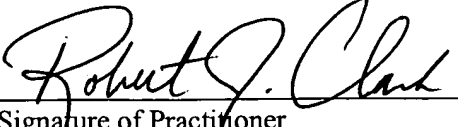
VII. Attached is a check in the amount of \$529.00.

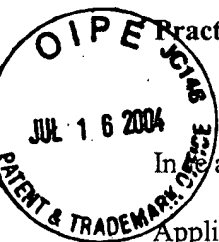
Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 15-0450.

A duplicate of this paper is attached.

Date: July 14, 2004

Reg. No.: 45,835  
Tel. No.: 330-864-5550  
Customer No.: 021324

  
\_\_\_\_\_  
Signature of Practitioner  
Robert J. Clark  
Hahn Loeser & Parks, LLP  
Twin Oaks Estate  
1225 West Market Street  
Akron, OH 44313-7188



Practitioner's Docket No. 115838.00110

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Total Fee Due	\$529.00

### PAYMENT OF FEES

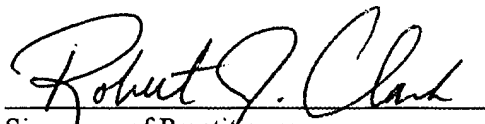
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Signature of Practitioner

Robert J. Clark  
Hahn Loeser & Parks, LLP  
Twin Oaks Estate  
1225 West Market Street  
Akron, OH 44313-7188

JFW



JUL 16 2004

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/806,671	03/23/2004	Robert D. Fogal SR.	115838.00110

021324

HAHN LOESER & PARKS, LLP  
 TWIN OAKS ESTATE  
 1225 W. MARKET STREET  
 AKRON, OH 44313

CONFIRMATION NO. 1172

## FORMALITIES LETTER



\*OC000000012891679\*

Date Mailed: 06/08/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/19/2004 RMEBRAHT 00000064 10806671

01 FC:2001	385.00 OP
02 FC:2051	65.00 OP
03 FC:2202	36.00 OP
04 FC:2201	43.00 OP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 6,7.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$79 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$529** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$79**
  - **\$43** for 1 independent claims over 3.
  - **\$36** for 4 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE